

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

HUGO ZALDANA, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

KB HOME, et al.,

Defendants.

No. C-08-3399 MMC

**ORDER VACATING MAY 8, 2009
HEARING**

Before the Court is the motion, filed March 30, 2009 by defendants Countrywide Financial Corporation, Countrywide Home Loans, Inc., Countrywide Mortgage Ventures, LLC, and Countrywide KB Home Loans (collectively, "Countrywide defendants"), to dismiss plaintiff Hugo Zaldana's ("Zaldana") Second Amended Complaint; on March 30, 2009, defendant KB Home filed a joinder in the motion. Zaldana has filed opposition, to which the Countrywide defendants have replied. Having read and considered the papers filed in support of and in opposition to the motion, the Court deems the matter appropriate for decision thereon and hereby VACATES the hearing scheduled for May 8, 2009.

IT IS SO ORDERED.

Dated: May 1, 2009


MAXINE M. CHESNEY
United States District Judge